EXHIBIT A

UNSWORN DECLARATION

NATHAN C. PRINGLE, JR

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BARBARA A. WILHELM, :

Plaintiff

v. : NO. 1:CV-01-1057

:

COMMONWEALTH OF PA.; : (JUDGE RAMBO)

PENNSYLVANIA STATE POLICE;

COLONEL PAUL J. EVANKO, :

COMMISSIONER; LIEUTENANT : Electronically Filed

COLONEL THOMAS K. COURY; and

CAPTAIN MICHAEL. D. SIMMERS, :

Defendants

UNSWORN DECLARATION OF NATHAN C. PRINGLE, JR., ESQUIRE

- I, Nathan C. Pringle, Jr., hereby affirm that the following is true and correct, under penalty of perjury:
 - 1. On January 30, 2003, I received telephone call from counsel for the Pennsylvania State Police, Susan Forney, Esquire, informing me that she was sending a fax some time that day.
 - 2. Ms. Forney did not specify what information was being sent.
 - 3. I received no other communication from Ms. Forney on that day.
 - 4. Upon receiving the call, I advised my secretary that I was expecting a fax, and asked her to alert me when it arrived. I left my office at approximately 5:00 p.m.

UNSWORN DECLARATION-NATHAN C. PRINGLE, JR., ESQUIRE PAGE 201-cv-01057-SHR Document 164-2 Filed 01/29/2004 Page 3 o 5. I was never advised that a fax had arrived.

The equitable hearing was scheduled for early morning on

I did not report to my office, and went straight to the hearing.

Department of Corrections as Deputy Press Secretary, for the first at the

After seeing Exhibit 94, and learning about the position with the

6.

7.

8.

January 31, 2003.

hearing, I returned to my office to determine if I had ever received the fax.

9. I found that the fax was sent at 5:14 p.m. I learned this by reading

the time-stamp at the bottom of the cover page. It shows that the fax was

sent from the Pennsylvania Attorney General at 17:14 hours on January

30, 2003.

10. As a former attorney for the Governor's Office, I know that most personnel offices for the Commonwealth of Pennsylvania are closed for business after 5:00 p.m.

I declare under penalty of perjury that the foregoing is true and correct.